

**REGULAR MEETING
TRIBAL FORESTRY COMMITTEE
FEBRUARY 24, 2009 – 3:00 P.M.
TRIBAL OFFICE BOARDROOM**

1. Roll call and Call to order- Chairman Randal Chevalier (late), Myrna Warrington, Anthony Waupochick, Al Pyatskowit (late), Walter Cox, Rick Warrington, and Susan Waukau. MEMBERS ABSENT: Dave Grignon (excused) and Jeremy Pyatskowit (excused). Also present: Laurie Reiter, Chris Caldwell and Linda Peters, recorder.

2. Moment of Silence. A moment of silence was observed.

3. Approval of Minutes dated January 7, 2009

Susan Waukau would like the minutes to reflect that she was excused from the meeting.

(Al Pyatskowit entered the meeting at 3:03 p.m.)

Motion made by Anthony Waupochick to approve the minutes dated January 7, 2009. Second was by Walter Cox. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions and 3 absent (Chevalier, Grignon and J. Pyatskowit).

4. Trust Resource's Director's Report – January 2009

Christopher Caldwell gave a brief overview of his Report to the Committee. The Committee discussed how his program is funded, how the carryover funds are utilized and what amount is available. The Committee informed Mr. Caldwell that his tables needed to be updated to reflect the addition of program funding. Mr. Caldwell informed the committee that the amounts for each program are correct and that the table addition will be updated.

(Randal Chevalier entered the meeting at 3:13 p.m.)

The Committee was informed that a workgroup consisting of Trust Resources, Conservation, Environmental Services, the Prosecutor's Office, the Legal Department, and MTE staff members have been meeting on drafting an Invasive Species Ordinance.

When the draft is presented to the proper committee, amendments to Ordinance 81-08 (Firewood Ordinance) will be considered. The workgroup will also have input from Menominee County so that both laws mirror each other for everyone's protection.

5. Spring 2009 Silvicultural Prescriptions

This item was an update for the Committee. The Committee discussed if the timelines stated in Ordinance #05-22 were realistic and not causing the tardiness for filing the prescriptions. The timelines will be kept in the Ordinance so that staff have deadlines to meet and will be reviewed in the amendment process to the Ordinance at next month's meeting.

6. Amendments to Tribal Ordinance #05-22-Tribal Logging Practices Limitations

The Committee discussed Ordinance #05-22 and noted that most of the changes updates to the Ordinance with some small grammatical errors.

The Committee will review this document and have someone from the Legal Department at the meeting to answer any concerns.

7. Oak Wilt Silvicultural Prescription

Christopher Caldwell brought in a request from Tony Waupochick, MTE to treat the oak wilt in Prescription #999092001 before spring breakup.

According to Ordinance #05-22, Article IV, Section 3, it states, "Any provision of this Ordinance may be waived by the Menominee Tribal Legislature for a period of thirty (30) to one hundred eighty (180) days if the Legislature determines that such a waiver is necessary as a result of natural disaster or disease, or is necessary for the health and safety of the residents of the Menominee Indian Reservation and its forest and resources. Any such waiver must be made in writing, and specifically state the provision or provisions of this Ordinance that is being waived, and the logging activity that is allowed under the waiver."

Motion made by Myrna Warrington to recommend to the Legislature to approve the written request by Tony Waupochick, that the timeline is waived regarding the oak wilt prescriptions as identified in Prescription #999092001. Second was by Susan Waukau. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 0 abstentions and 2 absent (Grignon and J. Pyatskowit).

8. Response Letter from MTE President Regarding 3rd Party Forest Certification

Adrian Miller responded to a statement that was included in the Trust Resources Director's November 2008 report regarding that a customer offered to pay for the MTE certification provided that he is guaranteed a certain amount of logs.

Mr. Miller responded that a request did come thru but that MTE informed the customer that they would have to negotiate with all the pulp buyers. Laurie Reiter responded by informing the committee the 3rd party certification process and requested to have Chris contact Adrian Miller or her, so that innuendos can be stopped immediately.

9. Menominee County Request for Gypsy Moth Spraying.

This issue will be addressed with the Enforcement and Resource Protection Committee.

10. Other Business

Randal Chevalier introduced himself to the Committee and there was discussion on the 638 contracts, the year end reporting for the General Council, Bylaws (which will be reviewed at the next Committee meeting), and the Annual Determination Report as outlined the Trust and Management Agreement (which will be discussed at the next meeting).

(M. Warrington left the meeting at 4:45 p.m.)

11. Adjournment

Motion made by Al Pyatskowit to adjourn the meeting. Second was by Rick Warrington. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions and 3 absent (Warrington, Grignon and J. Pyatskowit).

Meeting adjourned at 4:55 p.m.

Respectfully submitted by,

Linda Peters, recorder
Chairman's Office